

Message Text

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PAGE 01 STATE 213655
ORIGIN OPIC-06

INFO OCT-01 NEA-10 ISO-00 EB-08 AID-05 /030 R

DRAFTED BY OPIC/GC:AKEESEE:ME
APPROVED BY EB/IFD/OIA:MPBOERNER
AID/NE/CD:WFRASER (SUBS)
NEA/PAB:MHORNBLOW
EB/IFD/OIA:DVGRANT
-----001735 071918Z /47

O 071909Z SEP 77
FM SECSTATE WASHDC
TO AMEMBASSY KABUL IMMEDIATE

C O N F I D E N T I A L STATE 213655

E.O. 11652: GDS

TAGS: EINV

SUBJECT: FISCHBACK KAJAKAI POWER PLANT CLAIM

REFS: (A) KABUL 6095; (B) STATE 204918; (C) KABUL 6216

1. OPIC APPRECIATES PROMPT POST ACTION REPORTED PARA 1
REF A AND FINDS ENCOURAGING MOHAMMADI STATEMENT PARA 3
REF A THAT MWP LETTER TO FOI WOULD INCLUDE OFFER TO NEGOTIATE OVERHEAD CLAIM, AND IF NEED BE, TAKE ISSUE TO ARBITRATION. OPIC HAS APPRISED FOI'S WASHINGTON COUNSEL OF MOHAMMADI STATEMENT THAT THESE STEPS COULD BE ACCOMPLISHED BY SEPTEMBER 9 IF FOI PREPARED MOVE QUICKLY, AND WILL REQUEST THAT FOI BE SO PREPARED.

2. OPIC CONCURS IN POST RECOMMENDATION REF A PARA 8 THAT NO FURTHER INITIATIVES BE UNDERTAKEN UNTIL THE PARTIES HAVE HAD TIME TO ENGAGE IN FURTHER NEGOTIATIONS. OPIC VIEWS GOA AGREEMENT TO ACCEPT ARBITRATION OF OVERHEAD
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PAGE 02 STATE 213655

CLAIM AS CRITICALLY IMPORT BREAK-THROUGH WHICH TO SOME EXTENT LESSENS TIME PRESSURE ON OPIC. NEVERTHELESS POST'S ASSISTANCE IN BRINGING PARTIES TOGETHER MAY AGAIN BE REQUIRED, IF POST CONCURS, IF SEPT. 9 PASSES WITHOUT AT LEAST THE COMMENCEMENT OF NEGOTIATIONS, IF NOT ARBITRATION.

3. OPIC APPRECIATES POST OFFER TO REPORT GIVENS' REAC-

TION TO MWP LETTER REF A PARA 9. ADDITIONALLY ANY COPIES, OR INFORMATION AS TO WORDING OF MWP OFFER TO NEGOTIATE AND/OR ARBITRATE WHICH POST CAN SECURE WOULD BE OF SIGNIFICANT VALUE TO OPIC.

4. AS OF 2 P.M. SEPT. 6 FOI DALLAS HAS NO INFORMATION THAT MWP LETTER HAS BEEN RECEIVED IN KABUL. REQUEST POST, WITH GIVENS, MONITOR SITUATION AND APPRISE OPIC IN EVENT DELIVERY OF LETTER UNDULY DELAYED.

5. FURTHER REQUEST IF POST HAS NOT ALREADY DONE SO THAT IT INFORM GIVENS OF OUTCOME OF AUGUST 29 MEETING WITH MWP AND MOHAMMADI COMMENTS RE NEGOTIATION AND ARBITRATION.

6. REF C RECEIVED AFTER THIS MESSAGE WAS DRAFTED. PLEASE REPORT NEXT SCHEDULED MEETING BETWEEN GIVENS AND MWP FOLLOWING GIVENS RETURN TO KABUL. VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CLAIMS, POWER TRANSMISSION LINES
Control Number: n/a
Copy: SINGLE
Sent Date: 07-Sep-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE213655
Document Source: CORE
Document Unique ID: 00
Drafter: AKEESE:ME
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770324-0023
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770990/aaaacxqa.tel
Line Count: 80
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: c2344a4b-c288-dd11-92da-001cc4696bcc
Office: ORIGIN OPIC
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 KABUL 6095, 77 STATE 204918, 77 KABUL 6216
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 15-Nov-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1361904
Secure: OPEN
Status: NATIVE
Subject: FISCHBACK KAJAKAI POWER PLANT CLAIM
TAGS: EINV, AF, OPIC
To: KABUL
Type: TE
vdkgvkey: odb://SAS/SAS.dbo.SAS_Docs/c2344a4b-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
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